

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE GREENEVILLE DIVISION

B.P., H.A., and S.H., individually, and on )  
Behalf of all others similarly situated, )  
 )  
Plaintiffs, )  
 )  
VERSUS ) No. 2:23-cv-00071-TRM-CRW  
 )  
CITY OF JOHNSON CITY, TENNESSEE, *et al* )  
 )  
Defendants. )

**MOTION TO FILE UNDER SEAL**

COME NOW the Defendants, and move to file the attached excerpts of the Deposition of District Attorney General Steven Finney under seal in this cause. The substance of the excerpts involving the testimony of General Finney have been designated as confidential by the Tennessee Attorney General, to the extent that the excerpts may relate to ongoing or anticipated prosecution by the District Attorney's Office. The material is nevertheless relevant to Plaintiff's attorney Ms. Baehr-Jones's interactions with General Finney and others relating to prosecution of Sean Williams as discussed more fully in Defendants' Motion (DE 414), and Plaintiffs' (by and through their attorney) failure to cooperate with the prosecutors. This information is being filed in support of Defendants' Motion for Leave to Depose Ms. Baehr-Jones concerning her interactions with General Finney (DE 414), and as may relate to other discovery motions which are pending.

Undersigned has met and conferred with Plaintiffs' counsel concerning their position on filing publicly or under seal, who has responded simply: "The confidentiality

and privacy protections implicated in the Finney depo transcript and the OIG letter stem from others, not plaintiffs.”

This Court has previously entered a special protective order concerning testimony from personnel of the District Attorney General’s office. (DE 260). Information relating to the prosecution of crimes by the District Attorney General’s office is appropriate for sealing, as release of such information could be seen to impair such prosecution. (See, e.g., DE 278 (approving the sealing of material significant in connection with the potential prosecution of Sean Williams)).

WHEREFORE, premises considered, Defendants request that the excerpts filed contemporaneously herewith be filed under seal.

Respectfully submitted,

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## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was filed electronically with the Court. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. Mail. Parties may access this filing through the Court's electronic filing system.

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This the 6th day of November, 2024.

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